

ASSEMBLY BILL

No. 1041

Introduced by Assembly Member Ma

February 18, 2011

An act to repeal Section 40243 of, and to repeal and amend Section 40207 of, the Vehicle Code, relating to vehicles.

LEGISLATIVE COUNSEL'S DIGEST

AB 1041, as introduced, Ma. Vehicles: delinquent parking violations: video imaging.

Existing law authorizes the City and County of San Francisco (San Francisco), until January 1, 2012, to enforce parking violations in specified transit-only traffic lanes through the use of video imaging evidence and authorizes San Francisco to install automated forward-facing parking control devices on city-owned public transit vehicles for the purpose of video imaging of parking violations occurring in transit-only traffic lanes. Existing law requires a designated employee, who is qualified by San Francisco, to review the video image for determining whether these parking violations have occurred and to issue a notice of a parking violation to the registered owner within 15 days of the violation. Existing law requires that the video image records be confidential and available only to public agencies to enforce parking violations.

This bill would make the above-described provisions permanent and would make other technical, nonsubstantive changes to those provisions governing the content of a delinquent parking violation.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 40207 of the Vehicle Code, as amended
2 by Section 1 of Chapter 471 of the Statutes of 2010, is repealed.

3 ~~40207. (a) The notice of delinquent parking violation shall~~
4 ~~contain the information specified in subdivision (a) of Section~~
5 ~~40202, subdivision (a) of Section 40241, or subdivision (a) of~~
6 ~~Section 40248, as applicable, and Section 40203, and, additionally~~
7 ~~shall contain a notice to the registered owner that, unless the~~
8 ~~registered owner pays the parking penalty or contests the citation~~
9 ~~within 21 calendar days from the date of issuance of the citation~~
10 ~~or 14 calendar days after the mailing of the notice of delinquent~~
11 ~~parking violation or completes and files an affidavit of nonliability~~
12 ~~that complies with Section 40208 or 40209, the renewal of the~~
13 ~~vehicle registration shall be contingent upon compliance with the~~
14 ~~notice of delinquent parking violation. If the registered owner, by~~
15 ~~appearance or by mail, makes payment to the processing agency~~
16 ~~within 21 calendar days from the date of issuance of the citation~~
17 ~~or 14 calendar days after the mailing of the notice of delinquent~~
18 ~~parking violation, the parking penalty shall consist solely of the~~
19 ~~amount of the original penalty. Additional fees, assessments, or~~
20 ~~other charges shall not be added.~~

21 ~~(b) This section shall remain in effect only until January 1, 2012,~~
22 ~~and as of that date is repealed, unless a later enacted statute, that~~
23 ~~is enacted before January 1, 2012, deletes or extends that date.~~

24 SEC. 2. Section 40207 of the Vehicle Code, as amended by
25 Section 2 of Chapter 471 of the Statutes of 2010, is amended to
26 read:

27 40207. (a) The notice of delinquent parking violation shall
28 contain the information specified in subdivision (a) of Section
29 40202 or subdivision (a) of Section 40248, as applicable, and
30 Section 40203, and, additionally shall contain a notice to the
31 registered owner that, unless the registered owner pays the parking
32 penalty or contests the citation within 21 calendar days from the
33 date of issuance of the citation or 14 calendar days after the mailing
34 of the notice of delinquent parking violation or completes and files
35 an affidavit of nonliability that complies with Section 40208 or
36 40209, the renewal of the vehicle registration shall be contingent
37 upon compliance with the notice of delinquent parking violation.
38 If the registered owner, by appearance or by mail, makes payment

1 to the processing agency within 21 calendar days from the date of
2 issuance of the citation or 14 calendar days after the mailing of
3 the notice of delinquent parking violation, the parking penalty shall
4 consist solely of the amount of the original penalty. Additional
5 fees, assessments, or other charges shall not be added.

6 ~~(b) This section shall become operative on January 1, 2012.~~

7 SEC. 3. Section 40243 of the Vehicle Code is repealed.

8 ~~40243. This article shall remain in effect only until January 1,~~
9 ~~2012, and as of that date is repealed, unless a later enacted statute,~~
10 ~~that is enacted before January 1, 2012, deletes or extends that date.~~